

MISBRANDING OF EGGS.

In accordance with the provisions of section 4 of the Food and Drugs Act of June 30, 1906, and of regulation 6 of the rules and regulations for the enforcement of the act, notice is given that on the 3d day of June, 1908, in the police court of the District of Columbia, in a criminal prosecution by the United States against F. Rogerson Company, a corporation, for violation of section 2 of the aforesaid act, in the sale and offer for sale in said District of misbranded eggs, that is to say, eggs contained in cases labeled "Fresh Eggs," the said Rogerson Company, defendant, entered a plea of guilty, whereupon the court imposed upon it a fine of \$75.

The facts in the case were as follows:

On December 19, 1907, an inspector of the Department of Agriculture purchased from F. Rogerson Company, 920 Louisiana avenue, Washington, D. C., three dozen eggs, each dozen being contained in pasteboard boxes upon which was printed "Fresh Eggs." The eggs were forthwith examined in the Bureau of Chemistry of said Department, and the result disclosed that they were not fresh; that the albumen in some of the eggs clung to the shell membrane; that the size of the air chamber varied to the maximum of one-third of the size of the egg, showing a large amount of evaporation; that minute rosette crystals were present in the albumen of each egg, and that large rosette crystals were found in the yolk of each egg. The eggs were therefore misbranded within the meaning of section 8 of the act.

On January 28, 1908, the Secretary of Agriculture accorded F. Rogerson Company a hearing. As there was nothing disclosed at this hearing tending to show any fault or error in the result of the aforesaid examination, the facts were duly reported to the Attorney-General and by him to the United States attorney for the District of Columbia, who, on the 29th day of May, 1908, filed an information in the police court of said District alleging the sale of misbranded eggs by said F. Rogerson Company, with the result hereinbefore stated.

H. W. WILEY,
F. L. DUNLAP,
GEO. P. McCABE,

Board of Food and Drug Inspection.

Approved:

W. L. MOORE,

Acting Secretary of Agriculture.

WASHINGTON, D. C., July 15, 1908.